

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NEPHTY CRUZ and MICHAEL BALLETO, as  
TRUSTEES OF THE DISTRICT 6 INTERNATIONAL  
UNION OF INDUSTRIAL, SERVICE, TRANSPORT  
AND HEALTH EMPLOYEES HEALTH AND  
PENSION PLANS, TRUSTEES OF THE DISTRICT 6  
INTERNATIONAL UNION OF INDUSTRIAL,  
SERVICE, TRANSPORT AND HEALTH EMPLOYEES  
PENSION PLAN,

Plaintiffs,

-against-

PINNACLE MANAGING CO., LLC; REALTY CORP.,  
LLC, a/k/a 3647 REALTY CO., LLC a/k/a 3657  
REALTY CO., LLC; and WIENER REALTY, LLC,

Defendants.

07 Civ. 6391 (GBD)

**STIPULATION EXTENDING  
PLAINTIFFS' TIME TO  
REPLY TO COUNTERCLAIM**

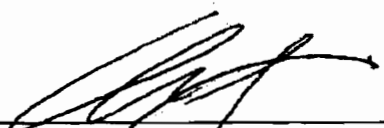
**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, that the time for Plaintiffs to reply and/or move to dismiss to the Defendants' Counterclaim in the above-captioned action shall be and is hereby extended from December 7, 2007 through and including January 7, 2008. This extension will provide sufficient time for Plaintiffs to conduct and complete an audit of Defendants' books and records and issue audit findings thereupon and explore resolution of this matter.

**IT IS FURTHER STIPULATED AND AGREED** that a facsimile copy of this signed Stipulation may be treated as an original, signed Stipulation.

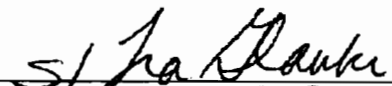
Dated: New York, New York  
November 29, 2007

Dated: New York, New York  
November 29, 2007

By:

  
Charles R. Virginia (CV 8214)  
Barnes, Iaccarino, Virginia,  
Ambinder & Shepherd PLLC  
111 Broadway, 14th Floor  
New York, New York 10006  
Tel. No.: (212) 943-9080  
*Attorneys for Plaintiffs*

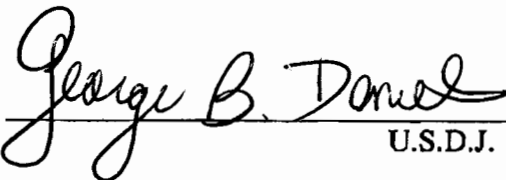
By:

  
Ira Glauber, Esq. (8383 )  
Jaffe & Asher LLP  
600 Third Avenue  
New York, New York 10016  
Tel No.: (646) 313-2539  
*Attorneys for Defendants*

**DATED:**

NOV 30 2007

**SO ORDERED:**

  
U.S.D.J.